



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2016 REGULAR SESSION

SENATE BILL NO. 84

TUESDAY, FEBRUARY 9, 2016

The following bill was reported to the House from the Senate and ordered to be printed.

RECEIVED AND FILED
DATE April 1, 2016
4:30pm
ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Allen

1 AN ACT relating to stopped vehicles.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 189.450 is amended to read as follows:

4 (1) No person shall stop a vehicle, leave it standing, or cause it to stop or to be left
5 standing upon any portion of the roadway; provided, however, that this section shall
6 not be construed to prevent parking in front of a private residence off the roadway
7 or street in a city or suburban area where such parking is otherwise permitted, as
8 long as the vehicle so parked does not impede the flow of traffic. This subsection
9 shall not apply to:

10 (a) A vehicle that has been disabled on the right-of-way of such a highway in
11 such a manner and to such extent that it is impossible to avoid the occupation
12 of the shoulder of a state-maintained highway or impracticable to remove it
13 from the shoulder of the highway until repairs have been made or sufficient
14 help obtained for its removal. In no event shall a disabled vehicle remain on
15 the shoulder of a state-maintained highway for twenty-four (24) hours or
16 more;

17 (b) Motor vehicles when required to stop in obedience to the provisions of any
18 section of the Kentucky Revised Statutes or any traffic ordinance, regulation,
19 or sign or the command of any peace officer;

20 (c) Vehicles operating as common carriers of passengers for hire and school buses
21 taking passengers on such vehicle or discharging passengers therefrom;
22 provided, that no such vehicle shall stop for such purposes at a place on the
23 highway which does not afford reasonable visibility to approaching motor
24 vehicles from both directions; {or}

25 (d) *Vehicles which are stopped for a period of not more than fifteen (15)*
26 *minutes at a time for the purpose of collecting and transporting solid waste*
27 *as defined in KRS 224.1-010(31)(a), and which are operated by a:*

1 1. Collection service registered in accordance with KRS 224.43-315; or

2 2. Person or organization actively participating in the Adopt-a-Highway
 3 Program; or

4 (e) Any vehicle required to stop by reason of an obstruction to its progress.

5 (2) When any police officer finds a vehicle standing upon such a highway in violation
 6 of this section, he may move or cause to be moved the vehicle or require the
 7 operator or other person in charge of the vehicle to move it. The police officer may
 8 cause the vehicle to be removed by ordering any person engaged in the business of
 9 storing or towing motor vehicles to remove the vehicle to a site chosen by such
 10 person. Ownership of the vehicle shall be determined by the police officer's
 11 enforcement agency through the vehicle's license plates, serial number, or other
 12 means of determining ownership. As soon as practicable, the police officer's
 13 enforcement agency shall notify the owner by mail that the vehicle was illegally
 14 upon public property; the name and address of the storage facility where the vehicle
 15 is located; that removal of the vehicle from the storage facility will involve payment
 16 of towing and storage charges; and that the vehicle may be sold pursuant to the
 17 provisions of KRS 376.275 if not claimed within sixty (60) days. No notification
 18 shall be required if ownership cannot be determined. In the event of a sale pursuant
 19 to KRS 376.275, the state shall receive any proceeds after the satisfaction of all
 20 liens placed on the vehicle.

21 (3) No vehicle shall be parked, stopped, or allowed to stand on the shoulders of any toll
 22 road, interstate highway, or other fully controlled access highway, including ramps
 23 thereto, nor shall any vehicle registered at a gross weight of over forty-four
 24 thousand (44,000) pounds be parked, stopped, or allowed to stand on the shoulders
 25 of any state-maintained highway, except that, in the case of emergency or in
 26 response to a peace officer's signal, vehicles shall be permitted to stop on the
 27 shoulders to the right of the traveled way with all wheels and projecting parts of the

1 vehicles, including the load, completely clear of the traveled way. Parking of any
2 vehicle which is disabled on the shoulders of a toll road, interstate highway, other
3 fully controlled access highway, including ramps thereto, or any state-maintained
4 highway not mentioned in this section for twenty-four (24) hours continuously is
5 prohibited and vehicles violating this provision may be towed away at the cost of
6 the owner.

7 (4) When any police officer finds a vehicle unattended upon any bridge or causeway or
8 in a tunnel where the vehicle constitutes an obstruction to traffic, the officer may
9 provide for the removal of the vehicle to the nearest garage or other place of safety
10 as provided in subsection (2) of this section.


11 (5) No person shall stop or park a vehicle except when necessary to avoid conflict with
12 other traffic or in compliance with the directions of a police officer or traffic control
13 device, in the following places:

- 14 (a) On a sidewalk;
- 15 (b) In front of sidewalk ramps provided for persons with disabilities;
- 16 (c) In front of a public or private driveway;
- 17 (d) Within an intersection or on a crosswalk;
- 18 (e) At any place where official signs prohibit stopping or parking;
- 19 (f) Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or
20 traffic control signal located at the side of a roadway;
- 21 (g) On any controlled access highway;
- 22 (h) Within a highway tunnel;
- 23 (i) Within fifteen (15) feet of a fire hydrant; or
- 24 (j) In an area between the roadways of a divided highway.

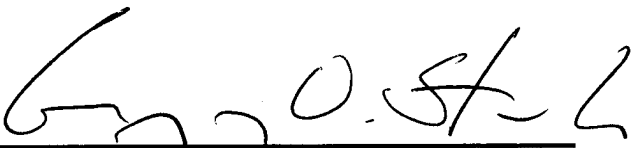
25 (6) No person shall move a vehicle not lawfully under his control into any such
26 prohibited area.

27 (7) The restrictions in subsection (5)(e) of this section shall not apply to sheriffs and

1 their deputies or police officers when operating properly identified vehicles during
2 performance of their official duties.



President of Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 1 APRIL 2016